

TFW 3627



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Kermit Knudtzon)	Examiner:	Andrew J. Fischer
Serial No.:	10/032,780)	Art Unit:	3627
Filed:	12/17/2001)	Attorneys Ref.:	P213953-2
Title:	COMPUTERIZED ACCOUNTING SYSTEMS AND METHODS)		

**DECLARATION OF KERMIT KNUDTZON
UNDER 37 CFR 1.131**

I, Kermit Knudtzon, having a home address of 3830 Pincher Street, P.O. Box 3078, Bellingham, Washington, 98227-3078, state and aver the following:

1. I have been asked by Mr. Michael R. Schacht, the patent attorney representing me in connection with this U.S. Patent Application Serial No. 10/032,780, to comment on certain matters of which I have knowledge. I hereby declare that all statements herein made of my own knowledge are true and that all statements herein made on information and belief are believed to be true.
2. I have been a Certified Public Accountant in Bellingham, Washington, for approximately 38 years. In approximately 1985, I commissioned development of a general ledger database software program, sold under the trade name Datascan, that I could use in my accounting practice. The Datascan software program was developed and has been revised and maintained by Mr. Charles Schmidling.
3. During approximately 1995, Mr. Schmidling and I conceived the idea of an overlay system for general ledger accounting programs as recited in at least claim 1 of the present application. Over the next several years, we refined our invention with the idea of incorporating an overlay system embodying the invention into the Datascan software program and/or licensing this invention to developers of other more widely available general ledger database programs.

4. On December 8, 1999, I instructed Mr. Schacht to file a provisional patent application Serial No. 60/169,821 containing my notes disclosing the accounting principles underlying the overlay system invention and how this invention could be incorporated into the Datascan software program. A copy of the '821 application as filed and the USPTO filing receipt mailed in connection with the '821 application are enclosed as Exhibits A and B, respectively. In my opinion, the '821 application as filed disclosed the overlay system invention as currently recited in at least claim 1 of the present application.

5. Due to financial limitations, I was unable to convert the '821 application into a full patent application prior to December 8, 2000.

6. On December 27, 2000, I instructed Mr. Schacht to re-file the contents of the '821 application, plus additional disclosure materials, as a new provisional application Serial No. 60/258,678. The present '780 application claims priority of the '678 provisional application.

7. In approximately December, 2001, Mr. Schmidling completed development of a software module for use with the Datascan software program that embodies the overlay system of the present invention.

8. I, Kermit Knudtzon, hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

EXECUTED this 1ST day of September, 2005.

Kermit Knudtzon

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